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|   |   |                      |
|---|---|----------------------|
| In re Application of:                       | : |                      |
| BANDO, Seiji ; et al.                       | : | DECISION ON PETITION |
| U.S. Application No.: 10/579,734            | : |                      |
| PCT No.: PCT/JP2004/018569                  | : |                      |
| International Filing Date: 13 December 2004 | : |                      |
| Priority Date: 17 December 2003             | : |                      |
| Atty Docket No.: VX062737                   | : |                      |
| For: PROCESS FOR PRODUCING 2-               | : |                      |
| ACYLTHIPHENE COMPOUND                       | : |                      |

This decision is issued in response to the "Request For Removal Of Notification Of Abandonment" filed 23 June 2008, treated herein as a petition under 37 CFR 1.181. No petition fee is required.

### **BACKGROUND**

The present national stage application was initiated on 18 May 2005.

On 26 March 2007, the United States Designated/Elected Office (DO/EO/US) mailed a Notification of Acceptance (Form PCT/DO/EO/903) indicating that the requirements of 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) had been satisfied as of 18 May 2006.

The case was subsequently docketed for examination.

On 23 June 2008, applicant filed the "Request For Removal Of Notification Of Abandonment" considered herein. The submission notes that the electronic application file contains a "Notification Of Abandonment (Form PCT/DO/EO/909) mailed 30 July 2007, which appears to pertain to a different U.S. application, and it requests that such Notification Of Abandonment be removed from the present application file.

### **DISCUSSION**

A review of the application file confirms that the Notification Of Abandonment in the application file, mailed 30 July 2007, pertains to a different U.S. application (10/519,734). The Notification has therefore been removed from the active application file for the present application, as requested by applicants in the present petition.

**CONCLUSION**

The petition under 37 CFR 1.181 to remove the Notification of Abandonment (Form PCT/DO/EO/909) mailed 30 July 2007 from the present application file is **GRANTED**.

The Notification of Abandonment, which pertained to a different U.S. application, has been removed from the active application file for the present application.

A handwritten signature in black ink, appearing to read 'RM Ross', is positioned above the printed name of the signatory.

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